

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

H.J. HEINZ, CO., L.P.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 04-1883
	)	Judge Cercone
CHARTER ONE BANK, N.A.	)	Magistrate Judge Caiazza
	)	Docs. 23,24,25,27
Defendant,	)	
Third Party Plaintiff,	)	
	)	
v.	)	
	)	
MELLON FINANCIAL CORPORATION	)	
	)	
Third Party Defendant.	)	

**ORDER**

IT IS HEREBY ORDERED that Defendant Charter One Bank's Motion to Extend Discovery (Doc. 23) is GRANTED. Discovery shall conclude by November 9, 2005. A Settlement Conference is now scheduled for **October 13, 2005 at 2:15 p.m.**

IT IS FURTHER ORDERED that the Motion to Amend (Doc. 24), Motion to Seal (Doc. 25) and the Motion for Leave to File a Reply (Doc. 27) are DENIED, as being moot.

August 9, 2005

s/Francis X. Caiazza  
Francis X. Caiazza  
U.S. District Court Judge

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